

Brian E. Moskal
Direct Phone: +1.213.680.6695
Direct Fax: +1.213.830.8745
brian.moskal@bingham.com

September 28, 2012

Via Email to ropski.carol@epa.gov

Carol Ropski
Enforcement Specialist
U.S. Environmental Protection Agency, Region 5
Superfund Division, Enforcement and Compliance Assurance Branch
Enforcement Services Section 1, SE-5J
77 W. Jackson Blvd.
Chicago, IL 60604-3590

**Re: Reynolds and Reynolds Company's Response to EPA's General Notice Letter
Regarding the South Dayton Dump and Landfill**

Dear Ms. Ropski:

We have received the U.S. Environmental Protection Agency's ("EPA") September 10, 2012 General Notice Letter to Reynolds and Reynolds Company ("Reynolds") in connection with the South Dayton Dump and Landfill site ("South Dayton Landfill") in Moraine, Ohio. In that letter, EPA indicates it has documented a release or threatened release of hazardous substances from the South Dayton Landfill and plans to conduct or have potentially responsible parties ("PRPs") conduct a removal action under the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"). EPA further states it has information indicating Reynolds "may have owned or operated the [South Dayton Landfill] or generated or transported hazardous substances that were disposed of at the [landfill]" and, accordingly, is a PRP with respect to the landfill. EPA asks Reynolds to respond by September 28, 2012 and indicate whether it is willing to perform or finance removal activities and reimburse past costs incurred by EPA relating to the South Dayton Landfill.

According to EPA, Reynolds has been identified as a PRP based on a one-page declaration purportedly prepared and signed by Mr. Edward Rene Grillot. In that declaration, Mr. Grillot states that, sometime between the early 1960s and early 1980s, he saw an unspecified number of Reynolds trucks containing waste from an unidentified facility deliver paper and ink to the South Dayton Landfill. The declaration did not contain any further information, including the number of trucks, volume of material, or whether the material contained hazardous substances. It appears this is the only document in EPA's possession that potentially connects Reynolds with the South Dayton Landfill.

Reynolds has not been able to identify any information relating to the landfill or whether Reynolds may have arranged for the disposal of or transported hazardous substances

Bingham McCutchen LLP
Suite 4400
355 South Grand Avenue
Los Angeles, CA
90071-3106

